

UNITED STATES DISTRICT COURT
Eastern District of Virginia
Richmond Division

UNITED STATES OF AMERICA

v.

IREK ILGIZ HAMIDULLIN,
a/k/a Irek Ilgiz Khamidullah,
Defendant.

Case Number: 3:14CR00140-001

USM Number: 84991-083

Defendant's Attorneys: Robert J. Wagner, Esq.,
Paul G. Gill, Esq., and Claire G. Cardwell, Esq.

JUDGMENT IN A CRIMINAL CASE

The defendant was found guilty on Counts 1-15 of the Second Superseding Indictment after pleas of not guilty. Accordingly, the defendant is adjudged guilty of the following counts involving the indicated offenses:

<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Offense Class</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 2339A	Conspiracy To Provide Material Support to Terrorists	Felony	11/29/2009	1
18 U.S.C. § 2339A and 2	Providing Material Support to Terrorists	Felony	11/29/2009	2
18 U.S.C. § 32	Conspiracy To Destroy an Aircraft of the Armed Forces of the United States	Felony	11/29/2009	3
18 U.S.C. § 32 and 2	Attempt To Destroy an Aircraft of the Armed Forces of the United States	Felony	11/29/2009	4
18 U.S.C. § 1117	Conspiracy To Kill an Officer or Employee of the United States or a Person Assisting Such Officer or Employee	Felony	11/29/2009	5
18 U.S.C. § 1114 and 2	Attempt To Kill an Officer or Employee of the United States or a Person Assisting Such Officer or Employee	Felony	11/29/2009	6
18 U.S.C. § 1114	Attempt To Kill an Officer or Employee of the United States or a Person Assisting Such Officer or Employee	Felony	11/29/2009	7
18 U.S.C. § 2332(b)	Conspiracy To Murder a National of the United States	Felony	11/29/2009	8
18 U.S.C. § 2332(b) and 2	Attempt To Murder a National of the United States	Felony	11/29/2009	9

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<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Offense Class</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. § 2332(b)	Attempt To Murder a National of the United States	Felony	11/29/2009	10
18 U.S.C. § 2332(c) and 2	Engaging in Physical Violence with Intent to Cause Serious Bodily Injury to a National of the United States	Felony	11/29/2009	11
18 U.S.C. § 2332(c)	Engaging in Physical Violence with Intent to Cause Serious Bodily Injury to a National of the United States	Felony	11/29/2009	12
18 U.S.C. § 2332a	Conspiracy To Use a Weapon of Mass Destruction	Felony	11/29/2009	13
18 U.S.C. § 924(c)(1)(A) and (B)(ii)	Possession of a Firearm in Connection with a Crime of Violence	Felony	11/29/2009	14
18 U.S.C. § 924(o)	Conspiracy To Possess a Firearm in Connection with a Crime of Violence	Felony	11/29/2009	15

As pronounced on December 3, 2015, the defendant is sentenced as provided in pages 2 through 7 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States Attorney of material changes in economic circumstances.

/s/

Henry E. Hudson
United States District Judge

Dated: Dec 4, 2015

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IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of LIFE, PLUS THREE HUNDRED SIXTY (360) MONTHS CONSECUTIVE CONFINEMENT.

This term of imprisonment consists of the following:

LIFE on Count 1;

LIFE on Count 2, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 3, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 4, to be served concurrently;

LIFE on Count 5, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 6, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 7, to be served concurrently;

LIFE on Count 8, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 9, to be served concurrently;

TWO HUNDRED FORTY (240) MONTHS on Count 10, to be served concurrently;

ONE HUNDRED TWENTY (120) MONTHS on Count 11, to be served concurrently;

ONE HUNDRED TWENTY (120) MONTHS on Count 12, to be served concurrently;

LIFE on Count 13, to be served concurrently;

THREE HUNDRED SIXTY (360) MONTHS on Count 14, to be served CONSECUTIVELY;

LIFE on Count 15, to be served concurrently.

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows: _____

Defendant delivered on _____ to _____

at _____, with a certified copy of this Judgment.

UNITED STATES MARSHAL

By _____

DEPUTY UNITED STATES MARSHAL

Sheet 3 – Supervised Release

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SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of LIFE. This term consists of LIFE on each of Counts 1-4 and 6-13, and FIVE (5) YEARS on each of Counts 5, 14, and 15, all to run concurrently.

The Probation Office shall provide the defendant with a copy of the standard conditions and any special conditions of supervised release.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and periodic drug tests thereafter, as determined by the court.

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

If this judgment imposes a fine or restitution obligation, it is a condition of supervised release that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

STANDARD CONDITIONS OF SUPERVISION

The defendant shall comply with the standard conditions that have been adopted by this court set forth below:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer for a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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SPECIAL CONDITIONS OF SUPERVISION

While on supervised release pursuant to this Judgment, the defendant shall also comply with the following additional special conditions:

1. Upon completion of his term of imprisonment, the defendant is to be surrendered to a duly-authorized immigration official of the Department of Homeland Security, Bureau of Immigration and Customs Enforcement, for a deportation review in accordance with established procedures provided by the Immigration and Naturalization Act, 8 U.S.C. § 1101 et seq. As a further condition of supervised release, if ordered deported, the defendant shall remain outside the United States.
2. The defendant shall pay the balance owed on any court-ordered financial obligations as directed by the probation officer.

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CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on Page 7.

<u>Counts</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
1-15	\$100.00 EACH COUNT	\$0.00	\$0.00
TOTALS:	\$1,500.00	\$0.00	\$0.00

FINES

No fines have been imposed in this case.

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SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

The special assessment and restitution shall be due in full immediately.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of the Court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed. Payments shall be applied in the following order: (1) assessment (2) restitution principal (3) restitution interest (4) fine principal (5) fine interest (6) community restitution (7) penalties and (8) costs, including cost of prosecution and court costs.

Nothing in the court's order shall prohibit the collection of any judgment, fine, or special assessment by the United States.